

**COMBINED AMENDMENT & PETITION FOR EXTENSION OF  
TIME UNDER 37 CFR 1.136(a) (Small Entity)**

Docket No.  
110/02239

**In Re Application Of: Oren GLOBERMAN et al.**

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/890,172	July 25, 2001	PREBILIC, PAUL B.	44909	3738	7714

**Invention: EXPANDABLE INTERVERTEBRAL SPACER**

**COMMISSIONER FOR PATENTS:**

This is a combined amendment and petition under the provisions of 37 CFR 1.136(a) to extend the period for filing a response to the Office Action of March 26, 2004 in the above-identified application.

The requested extension is as follows (check time period desired):

<input type="checkbox"/> One month	<input checked="" type="checkbox"/> Two months	<input type="checkbox"/> Three months	<input type="checkbox"/> Four months	<input type="checkbox"/> Five months
from: _____	<u>June 26, 2004</u>	until: _____	<u>August 26, 2004</u>	_____
	<i>Date</i>		<i>Date</i>	

Applicant claims small entity status. See 37 CFR 1.27.

**The fee for the amendment and extension of time has been calculated as shown below:**

**CLAIMS AS AMENDED**

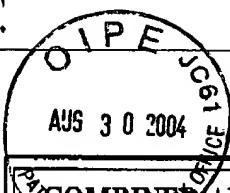
CHARGES FOR AMENDMENT					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	149 -	147 =	2	x \$9.00	\$18.00
INDEP. CLAIMS	4 -	4 =	0	x \$43.00	\$0.00
FEE FOR AMENDMENT					\$18.00
FEE FOR EXTENSION OF TIME					\$210.00
TOTAL FEE FOR AMENDMENT AND EXTENSION OF TIME					\$228.00

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The fee for the amendment and extension of time is to be paid as follows:

- A check in the amount of \$0.00 for the amendment and extension of time is enclosed.
- Please charge Deposit Account No. 03-3419 in the amount of \$228.00
- The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 03-3419
- Any additional filing fees required under 37 C.F.R. 1.16.
- Any patent application processing fees under 37 CFR 1.17.
- If an additional extension of time is required, please consider this a petition therefor and charge any additional fees which may be required to Deposit Account No. 03-3419
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

Paul Fenster

*Signature*

Paul FENSTER, Reg. No. 33,877

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cc:

Dated: August 26, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)].  
(Date)

*Signature of Person Mailing Correspondence*

*Typed or Printed Name of Person Mailing Correspondence*

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